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## FAX TRANSMITTAL SHEET

Date: January 13, 2005 Send to No.: (703) 872-9306

To: Examiner John Paradiso  
USPTO Art Unit 3721

From: Mitchell J. Weinstein 

Re: *U.S. Patent App. Serial No. 10/673,724 to Devine*  
*Our File: 13955 (6365/88808)*

Number of Pages Attached: 2 (Does Not Include This Transmittal Sheet)

### SPECIAL INSTRUCTIONS FOR THE RECEIVING PARTY ONLY:

Dear Examiner Paradiso:

Enclosed is a RESPONSE TO NON-RESPONSIVE AMENDMENT for entry and consideration in connection with the above-noted application. If you have any questions at all, please do not hesitate to call.

Thank you, Mitchell J. Weinstein, Reg. No. 37,963  
Telephone (312) 526-1553  
Fax (312) 655-1501  
e-mail: mjweinstein@welshkatz.com

THE MESSAGE TRANSMITTED UNDER THIS COVER IS INTENDED FOR THE NAMED RECIPIENT ONLY, AND MAY CONTAIN BUSINESS CONFIDENTIAL INFORMATION, OR INFORMATION SUBJECT TO ATTORNEY-CLIENT PRIVILEGE, OR ATTORNEY WORK PRODUCT IMMUNITY. IN THE EVENT THIS MESSAGE IS RECEIVED AT A LOCATION WHERE IT CANNOT BE CONVEYED TO THE NAMED RECIPIENT, KINDLY NOTIFY THE SENDER IMMEDIATELY BY TELEPHONE/FACSIMILE (IF LONG DISTANCE, PLEASE CALL COLLECT), AND RETURN THE RECEIVED MESSAGE TO US BY MAIL.

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JAN 13 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Devine

Art Unit: 3721

Serial No.: 10/673,724

Examiner: John Paradiso

Filed: August 29, 2003

For: PACKAGING CONTAINER WITH  
INTEGRAL RIGIDIZER

I hereby certify that this paper is being sent  
by facsimile to telephone number (703) 872-  
9306, addressed to: Mail Stop Amendment,  
Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313:

Attorney

Docket No: ITW #13955  
(6365-88808)

13 Jan 2005  
Date 

RESPONSE TO NOTICE OF NON-RESPONSIVE AMENDMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

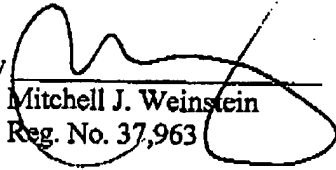
In response to the Notice of Non-Responsive Amendment mailed January 4, 2005,  
Applicant respectfully submits that Amendment A filed October 7, 2004 contains the requisite  
listing of claims. As such, Applicant requests that the Amendment A be considered on its merits  
and that the above-noted Notice be withdrawn.

Serial No. 10/673,724  
Art Unit 3721

Response To Non-Responsive Amendment

Should the Examiner believe that a telephone interview would expedite prosecution and allowance of the present application, or address any outstanding formal issues, he is respectfully requested to contact the undersigned.

Respectfully submitted,

By   
Mitchell J. Weinstein  
Reg. No. 37,963

January 13, 2005  
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